

File No. 7249 Continued.

OPINION.

have been presented to me, but as I understand it, the circumstances are such as not to permit of any such question being presented to me.

Truly yours,

(Signed) W. Cabell Bruce,
City Solicitor.

File No. 7249.

LAW DEPARTMENT.

Baltimore, December 30, 1907.

Edward M. Parrish, Esq.,
President of Board of
Fire Commissioners.

Dear Sir:-

Understanding from you this morning that the circumstances surrounding the matter of extra compensation to certain employees of the Board are such as are hypothetically stated in the concluding clause of my letter to your Secretary of the 26th inst., I am of the opinion, because the amounts allowed to the Board for salaries in the Ordinance of Estimates for the year 1907 were not itemized in that ordinance, that it is competent for the Board to allow the increased compensations which it contemplates, provided that it does not exceed the aggregate amount of the appropriations made to the Board for salaries in the Ordinance of Estimates for 1907.

To prevent future misconception, ~~and to prevent any~~
that I reach this conclusion purely as a matter of law, and merely because the salary items in the annual recommendations of the Board for the year 1907, which were as large as the Board was willing to approve, were not carried over into the Ordinance of Estimates for the year 1907.

It is for your Board to determine how far it is justified in defeating the views of the Board of Estimates by resort to a mere technical recourse.

Truly yours,

(Signed) W. Cabell Bruce,
City Solicitor.